

**In the  
Indiana Supreme Court**



IN THE MATTER OF )  
 )  
THE APPOINTMENT OF )  
 )  
JAMES A. HEIMANN )  
 )  
AS SENIOR JUDGE and ESTABLISHING )  
 )  
SERVICE DAY LIMITS FOR SENIOR )  
 )  
JUDGES IN THE JASPER CIRCUIT COURT )  
 )

Cause No.

*94500-1012-MS-708*

**ORDER APPOINTING SENIOR JUDGE  
AND ESTABLISHING SERVICE DAY LIMITS FOR SENIOR JUDGES**

The Judge of the Jasper Circuit Court, the Honorable John D. Potter, has requested the appointment of Senior Judge James A. Heimann for service in 2010, pursuant to Ind. Code §33-23-3-1. In addition Judge Potter has requested an additional three senior judge service days for 2010.

This Court adopted revisions to Administrative Rule 5 on December 3, 2003, which made certain changes to the senior judge program in recognition of the importance of senior judges to the administration of justice in Indiana trial courts. Accordingly, we find that Judge Potter has demonstrated the need for additional judicial resources. Senior Judge James A. Heimann has been certified as a senior judge by the Judicial Nominating Commission pursuant to Ind. Code §33-27-4-1. This Court may re-examine the appointment made herein at a later date in light of other circumstances, and make adjustments accordingly.

IT IS, THEREFORE, ORDERED that Senior Judge James A. Heimann is appointed to serve in the Jasper Circuit Court at the discretion of the Judge of the court. This appointment shall remain in effect until **December 31, 2010**. Pursuant to Ind. Code §33-23-3-5, the senior judge appointed by this Court in this Order may not be compensated as senior judge for more than one hundred (100) days in the aggregate during the 2010 calendar year.

IT IS FURTHER ORDERED that the number of senior judge service days allotted to the Jasper Circuit Court is increased from forty (40) days to forty-three (43) days for calendar year 2010. It is the responsibility of the presiding judge of the Jasper Circuit Court to ensure that the number of senior judge service days allotted is not exceeded during the year of appointment. Should additional senior judge service days be required, Judge Potter may submit a supplemental request.

**It shall be incumbent upon the presiding judge of the court to ensure that his court complies with the Orders setting senior judge day limits.** Pursuant to Admin. R. 5(B)(4) a senior judge shall have the same jurisdiction as the presiding judge of the court where the senior judge is appointed, but only during the days that the senior judge is serving in such court. Additionally, Admin. R. 5(B)(4) provides that a senior judge who has been appointed to serve in a court shall have the same jurisdiction as the regular judge of the court where he is serving to officiate at marriages at any time during the appointment. A senior judge may retain jurisdiction in an individual case beyond the day of service if the order of the presiding judge of the court in which the case is pending so orders.

The Clerk of this Court is directed to forward a certified copy of this order to the Honorable John D. Potter, Jasper Circuit Court, 115 West Washington Street, Rensselaer, IN 47978-2890; the Honorable James A. Heimann; to the clerk of the Clerk of the Jasper Circuit Court; the Indiana Judicial Center; to the Judicial Qualifications Commission; and to the Division of State Court Administration, Payroll Section. The Clerk is also directed to post this Order to the Court's website.

**The clerk of the Jasper Circuit Court is directed: 1) to distribute a copy of this order to the presiding judge of the court, 2) to enter this Order in the Record of Judgments and Orders of the court, and 3) to post this Order for public inspection.**

DONE at Indianapolis, Indiana this 28<sup>th</sup> day of December, 2010.

RT Shepard  
Randall T. Shepard  
Chief Justice of Indiana